

CALLING ATTENTION TO A MATTER OF URGENT PUBLIC IMPORTANCE *re*: COLLECTION OF FEES FROM CANDIDATES BELONGING TO S.Cs. AND S.Ts.

Sri S. S. ARAKERI (Balloli).—Sir, I call the attention of the Minister of Education to a matter of public importance to which I have given notice.

Mr. SPEAKER.—The concerned Minister is not here. This item may be held over.

Sri S. S. ARAKERI.—Sir, this a serious matter and I do not know why the Minister is not present at this time.

Sri N. M. KOTRABASAI AH SOGI (Deputy Minister for Education).—Sir, I request the Chair to allow me five minutes. In the meanwhile, I will get it and furnish the reply.

Sri M. NAGAPPA (Raichur).—Sir, Rule 63 (5) of the Rules of Procedure says:—

“the proposed matter shall be raised after the questions and before the list of business is entered upon and at no other time during the sitting of the Assembly.”

Therefore, unless that matter is answered, we cannot go to any other matter.

Mr. SPEAKER.—The Hon'ble Deputy Minister is making the statement.

Sri H. SIDDAVEERAPPA (Harihara).—Sir, I rise to a Point of Order. What was the Deputy Minister doing all the while? Was he sleeping or was he waiting for some letter to be passed on to him? This kind of perfunctory manner in which the business is to be transacted does not redound to the credit of any Party.

Mr. SPEAKER.—I have noted what the hon'ble Member Sri H. Siddaveerappa and other hon'ble members said. It is very unfortunate. The hon'ble Deputy Minister should have been at least ready by this time.

Sri H. SIDDAVEERAPPA.—He ought to have been alert. He is unfit to be a Deputy Minister.

Sri P. M. NADGOUDA (Minister for Development).—The Hon'ble Minister for Education is in the Upper House.

Mr. SPEAKER.—The hon'ble Deputy Minister for Education may read the statement.

Sri N. M. KOTRABASAI AH SOGI.—Sir, with reference to the Call Attention Notice.....

Sri K. H. PATIL (Gadag).—Sir, I rise to a Point of Order. The Call Attention Notice was given in the name of the hon'ble Minister for Education. Just to accommodate him, the Deputy Minister, who was

not in possession of the document is now reading. On such important matters we would like to hear statements only from concerned Ministers. It is the duty of the Minister to be present. The Deputy Minister should not, as far as possible, be allowed to read the statement. I request the Chair to direct the Minister concerned to make the statement. We don't mind the delay of about 5 minutes.

Mr. SPEAKER.—Hon'ble Member Sri K. H. Patil has raised a Point of Order as to whether a Deputy Minister can read a statement which ought to have been read by a Minister. The Deputy Minister is authorised to read the statement, because Minister includes a Deputy Minister also. Under the rules, the statement has to be read. As it is a question of policy, the Ministers ought to be very careful in what they say. There is no Point of Order.

Sri N. A. CHANNE GOWDA (Pandavapura).—I rise to a point of order.

Mr. SPEAKER.—I find generally that points of order are raised only to get a hearing. I request hon'ble members to be very careful in raising points of order. They should raise it only when they feel it is very essential and it is within the rules. Otherwise the time of the House is unnecessarily expended. I request hon'ble members to bear this in mind. Point of order is a very important provision to be used very economically and very conscientiously.

Sri N. A. CHANNE GOWDA.—When the Chair called the matter the Minister for Education was not present. Then the Deputy Minister for Education said that he wanted 5 minutes to bring the Minister. Now the Deputy Minister is standing to make the statement. I would like to know what prevented him from making that statement earlier. Thereby he has committed a breach of privilege of this House. I would like to know whether he is now competent to make the statement which he did not want to make earlier.

Sri N. M. KOTRABASAI AH SOGI.—Sir, at that time I did not have the file with me. I sent for the file and within a minute's time I was able to get the file.

Sri M. NAGAPPA.—The Deputy Minister for Education earlier said that he wanted 5 minutes to bring the Education Minister. Now he says that he wanted 5 minutes only to get the file. The two statements are contradictory to each other. This fact may be taken note of.

Mr. SPEAKER.—The hon'ble members Sri N. A. Channe Gowda and Sri Nagappa have raised a point of order that in the first instance the Deputy Minister did not show any readiness to make the statement and that the Deputy Minister now says that he wanted time to request the Education Minister to come and also to get the file. No point of order arises in this and there is no question of breach of privilege. The Deputy Minister for Education may now make the statement.

Sri D. B. KALMANKAR (Aland).—The first statement of the Deputy Minister for Education was that he wanted 5 minutes to get the Minister for Education here and now his second statement is that he wanted 5 minutes to bring the file. Is this not misleading the House?

MR. SPEAKER.—The hon'ble member Sri Kalamankar says that the Deputy Minister for Education gave two versions, first that he wanted 5 minutes to call the Education Minister and second that he wanted 5 minutes to get the file. Both the versions are true. The matter is so trifle that the Chair is very much surprised that the Hon'ble members should spend their valuable time over it.

(The Hon'ble Member Sri Nanje Gowda stood up)

The hon'ble Member cannot interrupt when the Chair is giving a ruling. As I said, the matter is so trifle that I request the House to utilise the time in a more purposeful way. There is no substance in the point of order raised.

ಶ್ರೀ ಎಚ್. ಎನ್. ನಂಜೇಗೌಡ (ಅರಕರಗೂಡು).—ಈ ಸಭೆಯಲ್ಲಿ ಲೆಸ್ಡ್ ಆಫ್ ಬಿಜಿನೆಸ್‌ನ್ನು ಹಾಕುವಾಗ, ನಮ್ಮ ರಾಜ್ಯಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ಪರಮಾಧಿಕಾರವುಳ್ಳಂಥ ಈ ಸಭೆಗೆ ಎಲ್ಲಾ ಸದಸ್ಯರೂ ಜವಾಬ್ದಾರರಾಗಿರಬೇಕು, ಹಾಗೂ ಮಂತ್ರಿಗಳೂ ಜವಾಬ್ದಾರರಾಗಿರಬೇಕು. ಈ ಸಭೆಯ ಕಾರ್ಯಕರಾಪಕರು ಮಂತ್ರಿಗಳ ಕಾರ್ಯಗೌರವವನ್ನು ಕಾದು ಇಲ್ಲಿ ನಡೆಯುವುದಕ್ಕೆ ಸಾಧ್ಯವಿಲ್ಲ. ಈ ಒಂದು ಕಾರ್ಯಕರಾಪಕ ಲೆಸ್ಡ್ ಆಫ್ ಬಿಜಿನೆಸ್ ತಯಾರುಮಾಡುವ ನಂದರ್ಭದ್ಲಿ ಮಂತ್ರಿಗಳು ಹಾಜರಮ್ಮ, ಈ ಸಭೆಗೆ ಬಾಧ್ಯರಾಗಿ ಉತ್ತರಿಸಬೇಕಾದ್ದು ಅವರ ಕರ್ತವ್ಯ. ನಾವು ಏನು ನೂಲು ಮಕ್ಕಳಲ್ಲ, ಇದೇನೂ ಶಾಸ್ತ್ರಿಯಲ್ಲ, ನಾವು ಒದುವುದಕ್ಕೆ ಇಲ್ಲ ಬರಲಿಲ್ಲ. ತಾವು ಡೈರೆಕ್ಟನ್ನನ್ನು ನಿರ್ವಹವಾಗಿ ಅವರಿಗೆ ಕೊಡಬೇಕು. ಈ ರೀತಿಯಾಗಿ ಬೇಜವಾ ಬ್ಯಾರಿಯಿಂದ ಈ ಸಭೆಯ ಕಾರ್ಯಕರಾಪಕ ಬಗ್ಗೆ ಅವರು ವರ್ತಿಸುವುದು ಸರಿಯಲ್ಲ. ಅವರು ಕಾಲಕಾಲಕ್ಕೆ ಸರಿಯಾಗಿ ಇಲ್ಲಿಗೆ ಬಂದು ಹೆಚ್ಚಿನ ಜವಾಬ್ದಾರಿಯಿಂದ ಈ ಸಭೆಯಲ್ಲಿ ವರ್ತಿಸಬೇಕು ಎಂಬುದಾಗಿ ತಾವು ಅವರಿಗೆ ಒಂದು ನಿರ್ವೇಶನವನ್ನು ಕೊಡಬೇಕೆಂದು ನಾನು ಪ್ರಾರ್ಥನೆಮಾಡುತ್ತೇನೆ.

Sri AZIZ SAIT (Narasimhraraja).—Sir, I am not questioning the ruling of the Chair. My submission is that any point of order raised by the Opposition cannot be so lightly brushed aside. The Hon'ble Chair was pleased to say that it is a very minor matter. Does he think that the members can be taken for granted. Could not the Minister concerned be present in time and make the statement? The Chair must pull up such ministers and tell them that they are answerable to the members. Otherwise, we will bring a censure motion against them. You, Sir, are not a member of any party and keeping in mind the scale kept above your head, you must act independently.

(At this stage the Education Minister entered the House)

MR. SPEAKER.—The Hon'ble Minister for Education may explain why he was not present at the appointed time.

Sri K. V. SHANKARA GOWDA (Minister for Education).—My car gave me trouble on the way. Therefore, I could not come in time. If it has really wounded the feeling of the hon'ble Members I am sorry for what has happened.

Mr. SPEAKER.—I hope the Hon'ble House will accept it.

MEMBERS.—Yes.

†**Sri K. V. SHANKARA GOWDA.**—Sir, the hon'ble Member has called the attention of Government to a complaint that the Principal, S. B. College, Bijapur was collecting fees from Scheduled Castes and other students who are entitled to concessions ordered by Government in March 1968. The Principal has denied the allegations. Under the orders referred to by the Hon'ble Member, students belonging to Scheduled Castes, Scheduled Tribes and certain other Backward Classes are exempted from tuition and other fees. It is not, however, correct to say that the college is forbidden from collecting tuition fees from such students. It is necessary for such students to indicate their caste in the application form and to attach a Caste Certificate. Rules provide that students who fail to produce such a certificate by the prescribed date shall pay tuition and other fees.

In the Government Order passed on 14th March 1968, the fee concessions formerly available to Scheduled Caste and Scheduled Tribes students in the State were extended to certain classes called "other backward classes". Such students were not in receipt of educational concessions so far. Hence, it is unlikely that even the Transfer Certificates of such students will contain an indication of their caste, class, etc. If, however, any case is brought to the notice of Government of collection of fees from the students who had produced the necessary certificate, action will be taken against the college authorities concerned.

Sri S. S. SHETTAR (Hubli).—Sir, with your permission.....

Mr. SPEAKER.—The hon'ble Member will resume his seat. I cannot permit it.

Sri S. S. SHETTAR.—The matter is grave. A child was put in a cupboard and it has died.

Mr. SPEAKER.—The hon'ble Member should raise it in a proper way. Unless he gives notice of it, who is there to reply?

Sri S. S. SHETTAR.—Only one day is remaining for the session to conclude.

Sri M. NAGAPPA.—Just now the Hon'ble Chair said that the hon'ble Member is not competent to seek certain clarifications on the statement made by the Hon'ble Minister. Though the Rules of Procedure is silent about it, there are so many precedents of Parliament, of the Andhra Assembly and of our own House where the Hon'ble Speaker has allowed members to put certain questions on the statement made by a Minister under rule 63. I therefore request the Hon'ble Chair to follow the same precedents and allow the hon'ble Member to put one or two questions on the statement made by the Minister. Otherwise, the statement is not useful.

Mr. SPEAKER.—The hon'ble member Sri Nagappa has raised a point of order that under rule 63 some supplementaries should be permitted. He has correctly stated that the rule does not specifically permit putting of supplementaries. Therefore, I request the hon'ble member to furnish me with any precedents wherein supplementaries have been allowed. I shall give my ruling after going through those precedents. Meanwhile my observation not to permit members to ask supplementaries, stands.

1-30 P.M.

Sri P. V. AITHALA (Surutkal).—On a point of order. I have received a letter from your office that under rule 59 my notice has been rejected as the matter has been sufficiently debated in this House.

Mr. SPEAKER.—If the matter is grave, the hon'ble member could come to my chambers and discuss the matter. There is no point of order. I shall hear him and take an appropriate decision. Rejection of a question cannot form the basis for a point of order.

Sri N. A. CHANNE GOWDA.—On a point of order. On Thursday I gave notice to raise a half-an-hour discussion.

Mr. SPEAKER.—I see there is some anxiety about questions. Some questions are disallowed; some questions are permitted after modification and some short notice questions could not be allowed and some of the have been admitted as unstarred questions. If any further clarification is required about them, the House is not the proper forum. These things can be discussed in the chamber of the Speaker or elsewhere. Therefore I request the members not to agitate such matters here. We should spend our time more profitably here. I hope Hon'ble Members will bear this in mind.

Sri B. P. GANGADHAR (Tumkur).—Sir, I move "That leave be granted to me to appear and to give evidence before the Noronha Commission tomorrow."

Mr. SPEAKER.—Of course that matter is urgent. The hon'ble member has given me a notice of it. But there is one difficulty about it. His notice is of a general nature raising the question whether any or all members of this House are entitled to give evidence. I shall now confine this notice to the member himself. If the House was not in session then I could have taken a decision about it. Now, it is for the House to permit him, and it is for Sri B. P. Gangadhar to act as he thinks fit. Sri B. P. Gangadhar wants permission to appear before the Noronha Commission and give evidence regarding the proceedings of this House pertaining to that subject.

Sri D. B. KALMANKAR.—On a point of order.

Mr. SPEAKER.—There can be no point of order when the Chair is giving a ruling.